

BOARD: OTO2  
POSTED BY: HQ QUOTA  
RETENTION: 99

CATEGORY : Quota

TO : All Directors, Field Operations

FROM : Executive Director, Trade Programs

SUBJECT : QBT-2002-528: Establishment of Quota for Certain Steel Products Provided for in Chapter 99, Subchapter III, U.S. Note 11(b)(I) – Excluded Products Designated as X-082. **This telex supersedes QBT-2002-526, dated April 24, 2002.**

Federal Register Notice Vol. 67, No. 66 established additional excluded products to the Annex of Presidential Proclamation 7529, that was published in the Federal Register, 67 FR 10553, on March 7, 2002. The additional excluded products modified Chapter 99, Subchapter III, U.S. Note 11(b)(I). The modifications resulted in a quota on qualifying goods described below.

COMMODITY:

Flat-rolled products of steel other than stainless steel or tool steel, not further worked other than hot rolled, in coils, and of a thickness of less than 4.75 mm encompassing excluded products designated as X-082.

QUOTA PERIOD:

March 20, 2002 through March 19, 2003

OPENING DAY:

March 20, 2002 at Noon EST or its equivalent in other time zones.

RESTRAINT LEVELS:

9903.72.75 - Products having a width of 1,168.4 mm or less	200,000,000 kilograms
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9903.72.76 – Products having a width over 1,168.4 mm	50,000,000 kilograms
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HTS NUMBERS:

First Tariff Field	Second Tariff Field
9903.72.75	7208.26.0030
	7208.26.0060
	7208.27.0030
	7208.27.0060
	7208.38.0015
	7208.38.0030
	7208.38.0090
	7208.39.0015
	7208.39.0030
	7208.39.0090
	7225.30.7000
9903.72.76	7208.26.0030
	7208.26.0060
	7208.27.0030
	7208.27.0060
	7208.38.0015
	7208.38.0030
	7208.38.0090
	7208.39.0015
	7208.39.0030
	7208.39.0090
	7225.30.7000

REPORTING INSTRUCTIONS :

Use entry type code 02, 07, 12, 23, 32, 38, or 02 for FTZ's.

Report in kilograms (kg).

Merchandise presented at opening shall be reported and released via the quota module of ACS until a "Hold" status is indicated.

The quota for qualifying goods will be charged until the restraint level is filled. Additional quantities will be permitted after the restraint level is filled, but the filer must enter the goods under Chapter 9903.72.80 in conjunction with the appropriate Chapter 72 HTS number.

## SPECIAL REPORTING INSTRUCTIONS:

**Exempt Countries** - Products of Canada, Israel, Jordan, and Mexico are exempt. In addition, products of countries listed in U.S. Note 11(d)(i) to Chapter 99, Subchapter III except for Brazil are exempt. Currently those countries include: Albania, Angola, Antigua and Barbuda, Argentina, Bahrain, Bangladesh, Barbados, Belize, Benin, Bolivia, Botswana, Bulgaria, Burkina Faso, Burundi, Cameroon, Central African Republic, Chad, Chile, Columbia, Congo (Brazzaville), Congo (Kinshasa), Costa Rica, Cote d'Ivoire, Croatia, Czech Republic, Djibouti, Dominica, Dominican Republic, Ecuador, Egypt, El Salvador, Estonia, Fiji, Gabon, Gambia, Georgia, Ghana, Grenada, Guatemala, Guinea, Guinea Bissau, Guyana, Haiti, Honduras, Hungary, India, Indonesia, Jamaica, Jordan, Kenya, Kyrgyzstan, Latvia, Lesotho, Lithuania, Madagascar, Malawi, Mali, Mauritania, Mauritius, Moldova, Mongolia, Morocco, Mozambique, Namibia, Niger, Nigeria, Oman, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Poland, Romania, Rwanda, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Senegal, Sierra Leone, Slovakia, Solomon Islands, South Africa, Sri Lanka, Suriname, Swaziland, Tanzania, Thailand, Togo, Trinidad and Tobago, Tunisia, Turkey, Uganda, Uruguay, Venezuela, Zambia and Zimbabwe.

If a country is exempt, the filer must record the appropriate Chapter 72 HTS number in the first tariff field on the CF 7501 **WITHOUT** a Chapter 99 HTS number.

**Quota Merchandise Transferred from a Foreign Trade Zone for Consumption** – Merchandise subject to this quota and entered into a U.S. Foreign Trade Zone on or after March 20, 2002, **must** be entered as “privileged foreign status” as defined in 19 CFR 146.41,. The merchandise will be subject to any quantitative restrictions or tariffs related to the classification under the applicable HTS subheading upon withdrawal for consumption.

**Anti-Dumping and Countervailing Duties (AD/CVD)** – Merchandise subject to this quota may also be subject to anti-dumping and countervailing duties. If the merchandise is subject to both the tariff rate quota and AD/CVD, entry type codes 07 or 38 must be used.

**Claiming Retroactive Benefits** – This modification effects goods entered or withdrawn from warehouse for consumption on or after March 20, 2002. If the importer wants to take advantage of the duty-free treatment, a post-entry claim must be filed with Customs for a refund of duty. The submission of a post-entry claim does not guarantee the low rate of duty. If the quota is filled, the importer will be subject to the duty rate provided for under HTS number 9903.72.80. For post entry claims covering quota-class merchandise, the date/time of presentation is established when the claim is submitted to Customs at the port of entry where the merchandise was released.

DISTRIBUTION:

Please ensure that this message is passed to Port Directors, Assistant Port Directors (Trade), National Import Specialists, Import Specialists, Inspectors, Entry Specialists and other interested parties such as brokers and importers.

Questions from the importing community regarding this electronic message should be referred to the local Customs port. The Customs port may refer their questions through cc: Mail to HQ Quota, or contact Stephen Silvestri at (202) 927-5397.

Elizabeth G. Durant

cc: Executive Director, Field Operations